FRANK R. ELLERBE, III

DIRECT 803 227.1112 DIRECT FAX 803 744.1556

fellerbe@sowellgray.com

February 1, 2018

Litigation + Business

## **VIA ELECTRONIC MAIL**

Josh Minges, Hearing Examiner
Public Service Commission of South Carolina
Synergy Business Park, Saluda Building
101 Executive Center Drive
Columbia, SC 29210

Re: Shorthorn Solar, LLC, et al. v. Duke Energy Carolinas, LLC and Duke Energy

Progress, LLC - Docket No. 2017-281-E.

## Dear Josh:

I am writing to provide a report on the status of discovery in the referenced docket. Following our status conference with you on November 15<sup>th</sup> we have received supplemental responses to our first set of discovery requests from Narenco (December 13<sup>th</sup>), Southern Current (December 14<sup>th</sup>), Ecoplex (January 19<sup>th</sup>) and Adger Solar (January 26<sup>th</sup>). We have not received supplemental responses from Birdseye and we have not received any responses to our second set of discovery requests that were served on October 20<sup>th</sup>.

The supplemental responses that we have received are incomplete and have not provided much of the information that we think is necessary to move forward with the case. Our plan is to attempt to negotiate the production of additional information once we receive all of the supplemental responses to the first set of discovery requests. We hope to work out our discovery disputes without involving you. We will keep you posted on our progress.

Yours truly,

Frank R. Ellerbe, III

FRE:tch

**Enclosures** 

cc w/encl: Richard Whitt, Esquire (via email)

Andrew M. Bateman, Counsel (via email) Benjamin L. Snowden, Esquire (via email)

Heather Shirley Smith, Deputy General Counsel (via email)

Rebecca J. Dulin, Senior Counsel (via email)